

COMPLAINT INVESTIGATION SUMMARY

COMPLAINT NUMBER: 1552.00
COMPLAINT INVESTIGATOR: Steve Starbuck
DATE OF COMPLAINT: March 29, 2000
DATE OF REPORT: April 25, 2000
REQUEST FOR RECONSIDERATION: no
DATE OF CLOSURE: May 18, 2000

COMPLAINT ISSUES:

Whether the Greensburg Community Schools and the Bartholomew Special Services Cooperative violated:

- 511 IAC 7-12-2(b)(1) with regard to the school's alleged failure to utilize the case conference committee (CCC) to determine an appropriate placement for the student based on the student's individualized education program (IEP).
- 511 IAC 7-12-2(b)(2) with regard to the school's alleged failure to make available a continuum of placement alternatives to be considered by the CCC in determining an appropriate placement for this student.

FINDINGS OF FACT:

1. The student is a fourteen-year-old, ninth grade student, who has been determined eligible for special education due to a severe mental handicap.
2. The student's most recent IEP was developed on March 15, 2000. The duration of the plan is from March 16, 2000, to June 2, 2000. At this meeting the student's educational placement was not changed. The IEP states the parents will set a date to reconvene a conference by the end of the school year. The Director states the purpose of the upcoming CCC meeting will be to determine the student's educational placement for the 2000-2001 school year. The parent signed and dated the IEP indicating agreement with the program and the recommendations made by the CCC.
3. The IEP dated March 15, 2000, indicates the CCC considered the full continuum of placement alternatives available to special education students. Under the heading, "Least Restrictive Environments," the IEP reflects the CCC determined the student should participate in special education instruction for the entire instructional day in a general education setting. According to the IEP, less restrictive and more restrictive environments were considered by the CCC, but found inappropriate to meet the needs of the student. The parent signed and dated the IEP indicating agreement with the program and the recommendations made by the CCC.

CONCLUSIONS:

1. Finding of Fact #2 reflects that based on the IEP written on March 15, 2000, the school utilized the CCC to determine an appropriate educational placement for the student. Therefore, no violation of

511 IAC 7-12-2(b)(1) is found.

2. Finding of Fact #3 indicates that based on the IEP written on March 15, 2000, the school made available to the student the full continuum of placement alternatives. Therefore, no violation of 511 IAC 7-12-2(b)(2) is found.

The Department of Education, Division of Special Education, requires no corrective action based on the Findings of Fact and Conclusions listed above.